

USM-285 is a 5-part form. Fill out the form and print 5 copies. Sign as needed and route as specified below.

MHN

U.S. Department of Justice  
United States Marshals Service

## PROCESS RECEIPT AND RETURN

PLAINTIFF MELVIN CENTENO - (#K-72719)		COURT CASE NUMBER 08 C 02756	
DEFENDANT WEXFORD HEALTH SOURCES, INC. ETAL.		TYPE OF PROCESS SUMMONS & COMPLAINT-WAIVER	
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN VENITA WRIGHT, MAJOR/ASSISTANT WARDEN OF OPERATIONS AT STATEVILLE CORRECTIONAL CENTER		
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) P.O. BOX 112 JOLIET, IL 60434		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		Number of process to be served with this Form 285	1
MELVIN CENTENO - (#K-72719) STATEVILLE CORRECTIONAL CENTER P.O. BOX 112 JOLIET, IL 60434		Number of parties to be served in this case	4
		Check for service on U.S.A.	X

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

NOW A MAJOR AT STATEVILLE CORRECTIONAL CENTER

**FILED**  
6-27-2008  
JUN 27 2008

Fold

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

Signature of Attorney other Originator requesting service on behalf of:

☒ PLAINTIFF☐ DEFENDANT

TELEPHONE NUMBER

DATE

do-de-cho

## SPACE BELOW FOR USE OF U.S. MARSHAL ONLY— DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process <b>3094</b>	District of Origin No. <b>24</b>	District to Serve No. <b>24</b>	Signature of Authorized USMS Deputy or Clerk <b>RT</b>	Date <b>do-de-cho</b>
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I hereby certify and return that I ☐ have personally served, ☒ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in defendant's usual place of abode

Address (complete only different than shown above)

Received signed summons of warrant from V. Wright + receipt of certified delivery (green card).

Date **06/16/08** Time ☐ am ☐ pm

Signature of U.S. Marshal or Deputy

Service Fee <b>0</b>	Total Mileage Charges including out-of-pocket <b>0</b>	Forwarding Fee <b>0</b>	Total Charges <b>0</b>	Advance Deposits <b>0</b>	Amount owed to U.S. Marshal* or (Amount of Refund) <b>0</b>
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REMARKS:

MAILED WAIVER AND CERTIFIED MAIL ON JUNE 6, 2008 - CERTIFIED MAIL NUMBER : 7007 0710 0000 9548 4800

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT\*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

Form USM-285  
Rev. 12/15/80  
Automated 01/00

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS**

(DISTRICT)

**Waiver of Service of Summons**

**TO: MELVIN CENTENO - (#K-72719)**

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, VENITA WRIGHT

(DEFENDANT NAME)

acknowledge receipt of your request that I waive

service of summons in the action of MELVIN CENTENO VS. WEXFORD HEALTH SOURCES, INC.

(CAPTION OF ACTION)

which is case number 08-C-02756

(DOCKET NUMBER)

in the United States District Court for the

NORTHERN DISTRICT OF ILLINOIS

(DISTRICT)

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

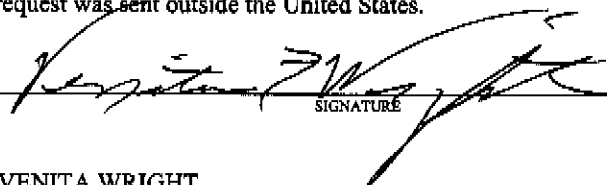
I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after JUNE 6, 2008

(DATE REQUEST WAS SENT)

or within 90 days after that date if the request was sent outside the United States.

6-16-08  
DATE

  
SIGNATURE

Printed/Typed Name: VENITA WRIGHT

As MAJOR/ASSIST WARDEN

TITLE

of STATEVILLE CORRECTIONAL CENTER

CORPORATE DEFENDANT

**Duty to Avoid Unnecessary Costs of Service of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown to its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against the defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.